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Attorney for Defendant, Yvonne Lattimore

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

UNITED STATES OF AMERICA) NO. CR 19-00046 BLF
)
Plaintiff,)
)
vs.)
)
YVONNE LATTIMORE)
) EX PARTE
Defendant.) MOTION AND
) (PROPOSED) ORDER FOR
) RELEASE OF FILES
)
) Status Conf. 9/28/2021
) 9:00AM
)
) Trial 5/13/2022
)

EX PARTE MOTION AND (PROPOSED) ORDER FOR RELEASE OF FILES

Defendant Yvonne Lattimore, through her counsel David L. Plotsky, requests the Court order the Federal Public Defender for the Northern District of California to release its complete file resulting out of its representation of Yvonne Lattimore in the above referenced case to her counsel of record, David L. Plotsky.

1 The “complete file” is intended to include, but is not limited to, all
2 investigative work and all documents obtained, whether through discovery,
3 investigation, or from the client, as well as all electronic data, including the Case
4 Map 13 case file.

5 If the Federal Public Defender of the Northern District of California believes it
6 cannot comply with this request, Defendant requests an appearance on this matter
7 be scheduled before the Honorable Beth Labson Freeman.

8 Respectfully submitted by,
9

10 Dated: July 21, 2021

/s/ David L. Plotsky
David L. Plotsky
Attorney for Defendant

PROOF OF SERVICE

STATE OF New Mexico, COUNTY OF Bernalillo.

I am employed in the County of Bernalillo, State of New Mexico, I am over the age of 18 and not a party to the within action; my business address is: 122 Girard SE, Albuquerque, NM 87106.

On 7/21/2021 I served the foregoing documents described as: Ex Parte Motion and Proposed Order, and Declaration of David L. Plotsky, on all interested parties in this action via Email as follows: Christopher Vieira, AUSA at Christopher.viera@usdoj.gov and Severa Keith, FPD at Severa_Keith@fd.org.

I am "readily familiar" with this firm's practice of service via Email.

I declare under penalty of perjury under the laws of the State of New Mexico that the foregoing is true and correct.

Executed on July 21, 2021 at Albuquerque, New Mexico

/s/ David L. Plotsky, Esq.
David L. Plotsky

1 David Plotsky,)
2 State Bar No. 251174)
3 Plotsky and Dougherty, PC)
4 122 Girard, S.E.)
5 Albuquerque, New Mexico, 87106)
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7 plotskylaw@gmail.com)
8 Attorney for Defendant, Yvonne Lattimore)
9

10 UNITED STATES DISTRICT COURT

11 NORTHERN DISTRICT OF CALIFORNIA

12 SAN JOSE DIVISION

13
14 UNITED STATES OF AMERICA) NO. CR 19-00046 BLF
15)
16 Plaintiff,)
17)
18 vs.)
19)
20 YVONNE LATTIMORE)
21)
22 Defendant.)

23) **(PROPOSED) ORDER TO**
24) **RELEASE FILES**
25)
26

27 FOR GOOD CAUSE SHOWN, the Federal Public Defender for the Northern
28 District of California is ordered to release its complete file resulting from its
29 representation of Yvonne Lattimore in the above referenced case to her counsel of
30 record, David L. Plotsky.

31 The “complete file” is meant to include, but is not limited to, all investigative
32 work, all work product and all documents obtained, or generated, whether through
33 discovery, investigation, or from the client, as well as all electronic data, including
34 the Case Map 13 case file.

1 If the Federal Public Defender of the Northern District of California believes it
2 cannot comply with this request, an appearance on this matter may be made on
3 _____, 2021, at _____ before the Honorable Beth Labson
4 Freeman.

5
6 Dated: _____
7

8 HONORABLE DISTRICT COURT JUDGE
9

10
11
12 _____
13 BETH LABSON FREEMAN
14
15
16
17

18 **PARTIES ENTITLED TO NOTICE:**
19

20 David L. Plotsky
21 Plotsky & Dougherty, P.C.
22 Attorney for Defendant
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29 Christopher Vieira
30 Assistant United States Attorney
31

32 Severa Keith
33 Federal Public Defender
34
35
36